

1 Plaintiff SUZANNE D. ISHIKAWA ("Plaintiff"), and Defendant EXPERIAN INFORMATION
2 SOLUTIONS, INC., ("Experian"), by and through their counsel of record, hereby submit their
3 stipulated Amended Discovery Plan and Scheduling Order pursuant to Federal Rule of Civil
4 Procedure 16 and 26, as well as LR II 16-1 and 26-1. It is hereby requested that the Court enter
5 the following discovery plan and scheduling order:
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7 **1. Discovery Plan:**

8 Discovery Cut-Off	8/21/2017 (180 days from the date Experian 9 Information Solutions, Inc., filed its Answer, 2/21/2017)
10 Deadline to Amend Pleadings	5/22/2017 (90 days prior to the close of discovery)
11 Deadline to Disclose Initial Expert 12 Disclosures	6/21/2017 (60 days prior to the close of discovery)
13 Deadline to Disclose Rebuttal Expert 14 Disclosures	7/21/2017 (30 days after the Initial Disclosure of Experts)
15 Deadline to File Dispositive Motions	9/19/2017 (30 days after the close of discovery)

16 **2. Interim Status Report:** The parties shall file the interim status report required by
17 LR 26-3 no later than **6/21/2017** or sixty-one (60) days prior to the close of discovery.
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19 **3. Pre-Trial Order:** The parties shall file a joint pretrial order no later than
20 **10/19/2017** or thirty (30) days after the date set for filing dispositive motions. In the event that
21 parties file dispositive motions, the date for filing the joint pretrial order shall be suspended until
22 thirty (30) days after decision on the dispositive motions or further order of the Court. The
23 disclosure required by Federal Rule of Civil Procedure 26(a)(3) and objections thereto shall be
24 made in the pre-trial order.
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1 **4. Initial Disclosures:** The parties' initial disclosures shall be served on or before
2 **5/12/2017.** Any party seeking damages shall comply Federal Rules of Civil Procedure
3 26(a)(1)(A)(iii).
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5 **5. Extension of Discovery Deadline:** Requests to extend the discovery shall comply
6 fully with LR 26-4. Applications to extend any date set by the discovery plan, scheduling order,
7 or other order must, in addition to satisfying the requirements of LR IA 6-1, be supported by a
8 showing of good cause for the extension.

9 The motion or stipulation shall include:

- 10 a. A statement specifying the discovery completed by the parties as of the date of the
11 motion or stipulation;
12 b. A specific description of the discovery which remains to be completed;
13 c. The reasons why such remaining discovery was not completed within the time
14 limit of the existing discovery deadline; and,
15 d. A proposed schedule for the completion of all remaining discovery.
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18 It is not good cause for a later request to extend discovery that the parties informally
19 postponed discovery. Any stipulation that would interfere with any time set for completion of
20 discovery, for hearing of a motion, or for trial, may be made only with approval of the Court.

21 **6. Electronically Stored Information ("ESI"):**

22 The Parties stipulate and agree that all discoverable documents will be produced on CD-
23 ROM in Portable Document Format ("PDF") with optical text recognition (electronically
24 searchable text) as reasonably practicable. The Parties further agreed that the "parent-child
25 relationships" between documents will be preserved when documents are produced (*e.g.*, e-mails
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1 and their attachments will be produced together with consecutive bates numbers) as reasonably
2 practicable.

3 While the Parties agree at this time that it is not necessary to produce the metadata for
4 electronic documents, the Parties reserve their respective rights to request such information
5 should any Party deem it necessary. This agreement determines only the format in which the
6 Parties produce documents; it does not affect any other right of any Party.
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8 **7. LR II 26-1(b) CERTIFICATIONS:** The parties certify that they considered
9 consenting to trial by a magistrate judge and use of the Short Trial Program. The parties further
10 certify that they met and conferred about the possibility of using alternative dispute resolution
11 processes including, mediation, arbitration, and early neutral evaluation.
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13 **8. Electronic Service.** The Parties agree to accept electronic service of discovery
14 requests and responses pursuant to Federal Rule of Civil Procedure 5(b)(2)(E). The parties
15 discussed whether they intend to present evidence in electronic format to jurors for the purpose
16 of jury deliberations and agreed that should discovery be provided in an electronic format at trial,
17 it will be compatible with the court's electronic jury evidence display system pursuant to LR II
18 26-1(b)(9).
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20 **9. Protective Orders.** Any party may seek to enter into a stipulated protective order
21 pursuant to Federal Rule of Civil Procedure 26(c) prior to producing any confidential documents
22 in its possession. A proposed stipulated protective order has been circulated by Plaintiff prior to
23 the discovery conference, has been agreed to by the parties, and will be filed shortly after filing
24 of this proposed discovery plan.
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<p>/s/ Matthew I. Knepper, Esq.</p> <hr/> <p>Matthew I. Knepper, Esq. Nevada Bar No. 12796 Miles N. Clark, Esq. Nevada Bar No. 13848 KNEPPER & CLARK LLC Email: matthew.knepper@knepperclark.com Email: miles.clark@knepperclark.com</p> <p>David H. Krieger, Esq. Nevada Bar No. 9086 HAINES & KRIEGER, LLC Email: dkrieger@hainesandkrieger.com</p> <p><i>Counsel for Plaintiff</i></p>	<p>/s/ Jennifer Braster, Esq.</p> <hr/> <p>Jennifer L. Braster, Esq. Nevada Bar No. 9982 NAYLOR & BRASTER jbraster@naylorandbrasterlaw.com</p> <p><i>Counsel for Experian Information Solutions, Inc.</i></p>
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The above-set stipulated Amended Discovery Plan of the parties shall be the Scheduling Order for this action pursuant to Federal Rule of Civil Procedure 16(b) and Local Rule 16-1.


United States Magistrate Judge

Dated: May 18, 2017